## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Austen et al.

Serial No.: 09/925,584

Filed: August 9, 2001

For: Method, System, and Product for Booting a Partition Using One of Multiple, Different Firmware Images

Group Art Unit: 2115

Examiner: Suryawanshi, Suresh

Attorney Docket No.: AUS920010565US1

Certificate of Transmission Under 37 C.P.R. \$1868 I hereby certify this correspondence is being transmitted via facsimile to the Commissioner for Patents, P.O. Ber 1650. Alexandria, VA 22313-1450, facsimile number (703) \$72-9305 on February 17, 2005.

NOTICE OF APPEAL

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or the same

FEB 1 7 2005

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated November 17, 2004 finally rejecting claims 1-24.

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

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Duke W. Yee Reg. No. 34,285

YEE & ASSOCIATES, P.C.

P.O. Box 802333 Dallas, Texas 75380

(972) 385-8777

ATTORNEY FOR APPLICANTS

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